

Application No. 09/852,453
Amendment dated August 12, 2004
Reply to Office Action of May 12, 2004

REMARKS / ARGUMENTS

Claims 1-30 were pending in the above-captioned patent application at the time of the Office Action and all stand rejected. Each specific ground of rejection is addressed below.

Rejections Under 35 U.S.C. §102

Claims 1, 3-8, and 11-30 have been rejected under 35 U.S.C. §102(b) as being anticipated by U.S. Patent 6,598,168 to Chen. It is respectfully submitted that the concurrently filed declaration to establish completion of the instant claimed invention at a date prior to Chen removes Chen as prior art. Accordingly, allowance of pending claims 1, 3-8, and 11-30 is respectfully requested.

Rejections Under 35 U.S.C. §103

Claim 2 has been rejected under 35 U.S.C. §103(a) as being unpatentably obvious over Chen in view of U.S. Patent 5,510,691 to Palatov. Claims 9 and 10 have been rejected under 35 U.S.C. §103(a) as being unpatentably obvious over Chen in view of U.S. Patent 5,151,855 to Gray et al. It is respectfully submitted that the concurrently filed declaration to establish completion of the instant claimed invention at a date prior to Chen removes Chen as prior art. Accordingly, allowance of pending claims 2, 9 and 10 is respectfully requested.

The remaining prior art references made of record and not relied upon have been considered by applicant, but are not deemed sufficient to render the instant pending claims unpatentably obvious.

New Claims

New claims 31-33 are added. New claim 31 includes substantially the same limitations as original claim 1 and additionally specifies that the parameter comparison data

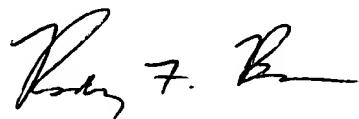
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is charge level comparison data on the vehicle electrical power supply. New claim 32 includes substantially the same limitations as original claim 17 and additionally specifies that the parameter comparison data is charge level comparison data on the vehicle electrical power supply. New claim 33 includes substantially the same limitations as original claim 18 and additionally specifies establishing charge level on the vehicle electrical power supply as a shutdown indicator for the mobile data system.

Conclusion

In conclusion, applicant respectfully asserts that all pending claims 1-33 in the instant patent application are allowable for the reasons set forth above. Accordingly, an early notice of allowance is earnestly solicited. The Examiner is requested to call the undersigned at (858) 272-8705 for any reason that would advance the instant application to issue.

Respectfully submitted,



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